

for him. He was too small to make a sound, but he spoke so powerfully to our hearts. His eyes never opened to see his mommy and daddy, but he allowed us to see in him the face of God.

Two hours later, he died in my arms.

We tried to make Gabriel's short time on earth filled with love, only love. We told him that soon he would experience something we are striving for. He will be with God in heaven. Finally, we pledged to him that we would rededicate ourselves to joining him someday.

This is our story. The irony of finding ourselves confronted with a baby with a fatal defect—when only a few days before some considered the absence of such experience to disqualify me from the debate on partial-birth abortion—was truly overwhelming. On two occasions, we too could have chosen the option to abort. We knew that Gabriel's life would probably be measured in minutes and hours, not in years and decades. We chose to let Gabriel live and die in the fullness of time—being held and loved and nurtured by two parents who loved him.

We wouldn't have traded the gift of those two hours with our son for anything in the world. And we know that he wouldn't have either.

In the midst of the debate that fall, worried about the impact of the gruesome description of the procedure, one of the senators opposing the ban said that a partial-birth abortion, like a simple appendectomy was bloody—that was just the nature of the event.

The Washington Post described what happened next.

"Republican Sen. Rick Santorum turned to face the opposition and in a high, pleading voice cried out, 'Where do we draw the line? Some people have likened this procedure to an appendectomy. That's not an appendix,' he shouted, pointing to a drawing of a fetus. 'That is not a blob of tissue. It is a baby. It's a baby.'

"And then, impossibly, in an already hushed gallery, in one of those moments when the floor of the Senate looks like a stage set, with its small wooden desks somehow too small for the matters at hand, the cry of a baby pierced the room, echoing across the chamber from an outside hallway.

"No one mentioned the cry, but for a few seconds no one spoke at all."

A freak occurrence—a visitor's baby was crying in the hallway as a door to the floor was opened and few seconds later closed.

A freak occurrence perhaps—or maybe, a cry from the son whose voice we never heard, but whose life has forever changed ours.

#### MEASURE RETURNED TO CALENDAR—S. 949

Mr. LOTT. Mr. President, I ask unanimous consent that Calendar No. 92, S. 949, be placed on the calendar.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### ORDERS FOR MONDAY, JULY 7, 1997

Mr. LOTT. Mr. President, I ask unanimous consent that when the Senate completes its business today, it stand in adjournment under the provisions of House Concurrent Resolution 108 until the hour of 12 noon on Monday, July 7. I further ask unanimous consent that on Monday, immediately following the prayer, the routine requests through the morning hour be granted and the

Senate immediately resume consideration of the defense authorization bill.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. LOTT. Mr. President, I ask unanimous consent that Senator COVERDELL and Senator DASCHLE, or his designee, each be recognized for up to 1 hour during Monday's session of the Senate.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### PROGRAM

Mr. LOTT. Mr. President, again, I remind all Senators, when the Senate returns from the July 4th recess, we will resume consideration of the defense authorization bill. As announced earlier, no rollcall votes will occur on Monday, July 7. However, Senators should be prepared to offer their amendments to the defense bill so that progress can be made on that important legislation. A cloture motion was filed to the defense bill this afternoon, and under that order, a cloture vote will occur at 2:15 p.m. on Tuesday, July 8.

#### ADJOURNMENT UNTIL MONDAY, JULY 7, 1997

Mr. LOTT. Mr. President, if there is no further business to come before the Senate, I ask unanimous consent that the Senate stand in adjournment under the provisions of House Concurrent Resolution 108.

There being no objection, the Senate, at 6:56 p.m., adjourned until Monday, July 7, 1997, at 12 noon.

#### NOMINATIONS

Executive nominations received by the Senate June 27, 1997:

##### THE JUDICIARY

JAMES S. WARE, OF CALIFORNIA, TO BE U.S. CIRCUIT JUDGE FOR THE NINTH CIRCUIT, VICE J. CLIFFORD WALLACE, RETIRED.

##### IN THE MARINE CORPS

THE FOLLOWING-NAMED LIMITED DUTY OFFICERS FOR APPOINTMENT TO THE GRADES INDICATED IN THE U.S. MARINE CORPS UNDER TITLE 10, UNITED STATES CODE SECTION 624:

##### To be lieutenant colonel

DEMETRICE M. BABE, 0000  
JOHN W. BLOODWORTH, JR., 0000  
DEBRA A. FLETCHER, 0000  
HAROLD J. GUILLORY, 0000  
MARIE G. JULIANO, 0000  
MARSHALL L. KINDRED, 0000  
PETER J. KOUTROUBA, 0000  
MICHAEL P. LINEHAM, 0000  
ALBERT A. LUCKEY, 0000  
DANIEL P. LYBERT, 0000  
HECTOR L. MELENDEZ, 0000  
LARRY T. MESSNER, 0000  
MICHAEL C. MONTCRIEFF, 0000  
WILLIAM J. RESAVY, JR., 0000  
TIMOTHY R. ROLLINS, 0000  
STANLEY D. TEMPLE, 0000  
JOHN M. THORNTON, 0000  
BERNDT H. TIETJEN, 0000  
MICHAEL K. TOELLNER, 0000

##### To be major

ERNEST D. BANKS, 0000  
THOMAS P. BARZDITIS, 0000  
BRAD W. BERGMAN, 0000  
WILLIAM BERTOTTE, JR., 0000  
MICHAEL J. BISSONNETTE, 0000  
CARMINE J. BORRELLI, 0000  
JACK V. BUTLER, JR., 0000  
RICHARD W. BYNO, JR., 0000  
FRED M. CALLIES, 0000  
ARTHUR P. COCHRAN, 0000  
ROBERT N. CONQUEST, 0000

JOSEPH A. COPPOLA, 0000  
NELLO E. DACHMAN, 0000  
GERARD F. DORRE, 0000  
ROURK A. ELLQUIST, 0000  
DOUGLAS M. FARLEY, 0000  
DAVID W. FISHER, 0000  
VERNON R. FREDERICK, JR., 0000  
MICHAEL J. GALLAGHER, 0000  
LOWELL B. GOUTREMOUT, JR., 0000  
RAYMOND L. KESSLER, 0000  
MARK A. KNOWLES, 0000  
RICHARD D. KOSS, 0000  
MICHAEL J. LEWIS, 0000  
JAMES R. LOGAN, 0000  
KEVIN F. MASON, 0000  
THOMAS P. MCCABE, 0000  
DANIEL J. MCLEAN, 0000  
WILLIAM A. MEZNARICH, JR., 0000  
WILLIE J. MOORE, 0000  
ROBERT M. REILLY, 0000  
THOMAS R. RICE, 0000  
GUILLERMO R. RIVERO, 0000  
CARL J. SCHEIDT, 0000  
SHANE D. SELLERS, 0000  
DANIEL L. SPEEDY, 0000  
LARRY E. SPICER, 0000  
STANLEY E. THOMAS, 0000  
DARRELL W. TIBBETS, JR., 0000  
JAMES E. TURNER, 0000  
GEORGE M. WYGANT, 0000  
JOHN E. ZEGER, JR., 0000

##### IN THE ARMY

THE FOLLOWING-NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE ARMY UNDER TITLE 10, UNITED STATES CODE, SECTIONS 12203 AND 1552:

##### To be colonel

TERRY L. BELVIN, 0000  
MYRON J. BERMAN, 0000  
ERWIN A. BURTNICK, 0000  
GARY W. GARDENHIRE, 0000  
GEORGE C. GOLLER II, 0000  
KNUTE M. MILLER, 0000  
JERRY W. RESHETAR, 0000  
JAMES SPECHT, 0000  
MARK O. WALSH, 0000  
GEORGE W. WELLS, JR., 0000  
JAMES A. ZERNICKE, 0000

##### DEPARTMENT OF HEALTH AND HUMAN SERVICES

NANCY-ANN MINN DEPARLE, OF TENNESSEE, TO BE ADMINISTRATOR OF THE HEALTH CARE FINANCING ADMINISTRATION, VICE BRUCE C. VLADECK.

##### DEPARTMENT OF THE TREASURY

DAVID A. LIPTON, OF MASSACHUSETTS, TO BE AN UNDER SECRETARY OF THE TREASURY, VICE JEFFREY R. SHAFER, RESIGNED.

#### CONFIRMATIONS

Executive nominations confirmed by the Senate June 27, 1997:

##### DEPARTMENT OF LABOR

KATHRYN O'LEARY HIGGINS, OF SOUTH DAKOTA, TO BE DEPUTY SECRETARY OF LABOR.

##### DEPARTMENT OF HEALTH AND HUMAN SERVICES

RICHARD J. TARPLIN, OF NEW YORK, TO BE AN ASSISTANT SECRETARY OF HEALTH AND HUMAN SERVICES.

THE ABOVE NOMINATIONS WERE APPROVED SUBJECT TO THE NOMINEES' COMMITMENT TO RESPOND TO REQUESTS TO APPEAR AND TESTIFY BEFORE ANY DULY CONSTITUTED COMMITTEE OF THE SENATE.

##### THE JUDICIARY

ALAN S. GOLD, OF FLORIDA, TO BE U.S. DISTRICT JUDGE FOR THE SOUTHERN DISTRICT OF FLORIDA.

##### IN THE AIR FORCE

THE FOLLOWING-NAMED OFFICER FOR APPOINTMENT IN THE RESERVE OF THE AIR FORCE TO THE GRADE INDICATED UNDER TITLE 10, UNITED STATES CODE, SECTION 12203:

##### To be major general

BRIG. GEN. WALLACE W. WHALEY, 0000

##### IN THE ARMY

THE FOLLOWING U.S. ARMY RESERVE OFFICERS FOR PROMOTION IN THE RESERVE OF THE ARMY TO THE GRADES INDICATED UNDER TITLE 10, UNITED STATES CODE, SECTIONS 14101, 14315 AND 12203(A):

##### To be brigadier general

COL. HERBERT L. ALSHULER, 0000

THE FOLLOWING-NAMED OFFICER FOR APPOINTMENT IN THE U.S. ARMY TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, UNITED STATES CODE, SECTION 601:

##### To be lieutenant general

MAJ. GEN. HENRY T. GLISSON, 0000

THE FOLLOWING-NAMED OFFICERS FOR PROMOTION IN THE REGULAR ARMY OF THE UNITED STATES TO THE GRADE INDICATED UNDER TITLE 10, UNITED STATES CODE, SECTIONS 611(A) AND 624: